

APPROVED BY THE STARK
COUNTY COMMISSIONERS

**STARK COUNTY COMMISSIONERS
MINUTES**

BERNABEI: _____

CREIGHTON: _____

DATE: WEDNESDAY, APRIL 10, 2013

REGULA: _____

SUBJECT: BOARD MEETING

CLERK: _____

**PRESENT: COMMISSIONER TOM BERNABEI, PRESIDENT
COMMISSIONER JANET CREIGHTON, VICE PRESIDENT
COMMISSIONER RICHARD REGULA, MEMBER
BRANT LUTHER, COUNTY ADMINISTRATOR
JEAN YOUNG, CLERK**

DATE APPROVED: _____

DISTRIBUTION:
Journal
File

Commissioner Bernabei opens the meeting at 1:30 PM.

Recite – Pledge of Allegiance

AMENDMENTS:

Brant Luther: Add a disciplinary action for Marsha Cimadevilla's agenda

To add an Executive session with Prosecutor Rhodes to discuss imminent or pending litigation.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Amendments as Presented.

Motion Carried

Public Speaks: None

Approve Board Minutes:
April 3, 2013

Commissioner Creighton moved, seconded by Commissioner Regula to approve Board Minutes as submitted.

Motion Carried

Rick Flory:

Cancellation of Deed Restriction:
RPC:

Pathway Caring for Children-828 Smyth Avenue, Alliance-Home Program

Commissioner Creighton moved, seconded by Commissioner Regula to approve Cancellation of Deed Restriction as submitted.

Motion Carried

Jean Young:

Appropriations:

Sheriff: Edward Byrne 2012-JG-A01-6448-\$71,665.68

Sheriff: Ohio Drug Law Enforcement 2012-DL-LEF-5815-\$166,015.01

Sanitary Engineers: First half assessment collections-\$162,569.50

Commissioner Creighton moved, seconded by Commissioner Regula to approve Appropriations as submitted.

Motion Carried

Budget Transfers:

Sheriff: Needed for contract services-\$5,000.00 from Other to Service

Sheriff: Needed for vehicle repair-\$2,792.44 from Supply to Service

Sheriff: Needed for Backflow Preventers-\$6,397.00 from Service to Capital

Sheriff: To Contract Services-\$50,000.00 from Supply to Service

Prosecutor: Move Monies to cover JE 24808-\$1,924.00 from Benefits to Supply

Commissioner Creighton moved, seconded by Commissioner Regula to approve Budget Transfers as submitted.

Motion Carried

Award Bid:

Engineer:

Bid No. 2802-Award various classes of concrete to Diano Supply in Canton only bidder

Class "F" Gravel Concrete, delivered per cubic yard \$68.50

Class "C" Limestone Concrete, delivered per cubic yard \$74.00

Class "S" Limestone Concrete, delivered per cubic yard \$79.00

Low strength mortar backfill material, delivered per cubic yard \$48.00

Part delivery charge for less than three cubic yards \$2.00

1% Calcium, additional cost per cubic yard \$75.00

Delivery Charge for delivery after 4:00 PM (lump price) \$40.00

Add-on: Heated concrete for winter operation \$4.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve to Award Bid as submitted.

Motion Carried

Agreement:

Job and Family Service:

Adopt a resolution with Stark County Juvenile Court to provide Title IV-E reimbursement for Stark County Juveniles. The Court will reimburse SCDJFS on a monthly basis at a rate of \$131.15 for a IV-E per eligible child and \$53.03 per ineligible child effective May 1, 2013 through 4/30/2014

Commissioner Creighton moved, seconded by Commissioner Regula to approve Agreement as submitted.

Motion Carried

Requisitions:

Auditor Financial-Commissioners:

2013 Bond Principal Payment-\$218,772.00 and 2013 Bond Interest Payment-\$75,506.00 Vendor: US Bank-Fund: Bond Retirement

2013 Bond Principal Payment-\$166,593.00 and 2013 Bond Interest Payment-\$107,340.00-Vendor: The Bank of New York Mellon-Fund: Bond Retirement

Sanitary Engineers:

2013 Bond Principal-\$416,228.59 and 2013 Bond Interest-\$205,166.80-Vendor: US Bank-Fund: Sewer Revenue

2013 Bond Principal-\$75,000.00 and 2013 Bond Interest-\$7,650.00-Vendor: US Bank-Fund: Water Revenue

2013 Bond Principal-\$1,015,000.00 and 2013 Bond Interest-\$275,362.50-Vendor: The Bank of New York Mellon-Fund: Sewer Revenue

2013 Bond Principal-\$68,407.69 and 2013 Bond Interest-\$50,160.60-Vendor: The Bank of New York Mellon-Fund: Sewer Revenue

Treasurer:

Quarterly payment from 1/1/2013 through 3/31/2013 for doubling of office fees minus 1% to be paid to the Recorder for monies collected for the Ohio Housing Trust Fund-Vendor: Treasurer of State of Ohio Fund-\$406,150.17-Fund: Housing Trust Fund Fees

Commissioner Creighton moved, seconded by Commissioner Regula to approve Requisitions as submitted.

Motion Carried

Moral Obligation for Non-Encumbered Expenses:

Commissioners:

TB Chest X-Ray-Vendor: Mercy Medical Center-\$34.00-Fund: General

Sheriff:

Professional Liabilities Insurance-Vendor: Sirak Insurance Partners Agency-\$209,970.00 Fund: Justice System Sales Tax

Facilities:

Yearly Maintenance Agreement for X-ray machines in County Office Building Effective 1/25/2013 through 1/24/2014-Vendor: Smith Detections-\$9,024.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Moral Obligation for Non-Encumbered Expenses as submitted.

Motion Carried

Travel:

One Job & Family Services employee seeking \$87.80 to attend Canton District Directors Team Meeting on April 17, 2013 in Cambridge, Ohio

Three Job & Family Services employees seeking \$30.00 to attend Ohio Youth Advisory Board Meeting on April 15, 2013 in Columbus, Ohio

Three Job & Family Services employees seeking \$499.25 to attend OCDA (Ohio CSEA Directors Association) Spring Symposium on April 22-23, 2013 in Dublin, Ohio

Two Adult Probation/ISP employees seeking \$766.00 to attend OCCA (Ohio Communications Corrections Association) Conference on May 9-10, 2013 in Dublin, Ohio

One Community Development employee seeking \$476.00 to attend OCCD (Ohio Conference of Community Development) Spring Conference on April 23-25, 2013 in Columbus, Ohio

One Record Center employee seeking \$148.40 to attend Ohio Electronic Records Meeting on April 17, 2013 in Columbus, Ohio

One Record Center employee seeking \$35.00 to attend Ohio Historical Record Advisory Board Meeting on April 26, 2013 in Columbus, Ohio

Two Engineers employees seeking \$70.00 to attend 2013 Safety Awards Banquet on April 29, 2013 in Canton, Ohio

One Emergency Management employee seeking \$30.00 to attend EMAO (Emergency Management Association of Ohio) Spring Conference on April 24, 2013 in Columbus, Ohio

One Emergency Management employee seeking \$70.00 to attend EMAO (Emergency Management Association of Ohio) Spring Conference on April 23-24, 2013 in Columbus, Ohio

One Emergency Management employee seeking \$414.91 to attend Ohio NENA/APCO (National Emergency Number Association/Association of Public Communications Officials) State Conference on April 15-16, 2013 in Sandusky, Ohio

Two Emergency Management employees to attend Crisis Communications Seminar on May 20, 2013 in Solon, Ohio (No Cost)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Travel Requests as submitted.

Motion Carried

Brant Luther:

Resolution:

Commissioners:

Compensation Adjustment for Non-Bargained for Employees under the Stark County Board of Commissioners' Hiring Authority as follows: The County Commissioners Administrative office, County Emergency Management Agency, County Records Center, County Building and Grounds Department, County Dog Warden, County Sanitary Engineering Department

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Sheriff:

Establishment of Prisoner Work Program and adoption of a policy for outside work details

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

The Expiration of Tax Abatement Agreement for Brewster Dairy, Inc.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreements for companies in Jackson Twp
Graco Inc. /Liquid Control Corp. /Kidd Dev. Ltd/AK-Canton Regional Airport (2006 Agreement)

Kenan Advantage Group Inc. /North Canton Transfer (2007 agreement amended 2009 & 2011)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreement for companies in the City of Canal Fulton
Avalon Foodservice Inc. (2002 Agreement)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreement for Company in Plain Twp
Meander Hospitality Group IV. LLC (2007 Agreement)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreements for Companies in Canton Twp
Foundations Systems/Anthony Codispoti (2009 Agreement, amended 2013)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreement for Companies in Plain Twp
Thakar Aluminum Corporation Thakar Properties, LLC, NKA "Matalco (4/2002 Agreement,
7/2002 Amendment)

Commissioner Creighton moved, seconded by Commissioner Regula to Table Continuation of Tax Abatement Agreement as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreements for Biery Cheese Co. in Nimishillen Twp
Biery Cheese Co. Inc. (2003 agreement amended 2006 & 2010)

Biery Cheese Co. Inc. (2009 agreement)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreements for Companies in Perry Twp
Precision Component Industries, LLC & Holding, LLC (2004 agreement)

Americold Realty Trust & Americold Logistics, LLC & Prophecy Massillon, LLC (formerly
Massillon Management LLC) (2006 agreement, amended 2008 & 2009).

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Resolution:

Commissioners:

Approve Continuation of Tax Abatement Agreements for Companies in The Village of Navarre
RC Industries, dba Mid's Spaghetti Sauce & RC Reality, LLC (2005 agreement, amended
2007)

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Rick Flory:

Connection Charges/Satisfaction of Mortgage Request:

Sanitary Engineers:

Union Station Properties LLC, for sewer connection charges at 12920 Cleveland Avenue NW,
Uniontown, OH in the amount of \$1,550.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Connection Charges/Satisfaction of Mortgage Request as Submitted.

Motion Carried

County Housing Rehabilitation Program-Satisfaction of Mortgage:

RPC:

Barbara J. Breckenridge, 2896 Argyle Road SE, East Canton, OH 44730, Lake Twp in the amount
of \$12,038.75

Commissioner Creighton moved, seconded by Commissioner Regula to approve County Housing Rehabilitation Program-Satisfaction of Mortgage as Submitted.

Motion Carried

Rick Flory for Contract Administration:

LPA Agreement Amendment-LPA Agreement No. 24506 Pavement Markings Program:

Engineers:

The purpose of the amendment allows Stark County to access an additional \$30,000.00 in funding.

Commissioner Creighton moved, seconded by Commissioner Regula to approve LPA Agreement Amendment No. 24506 Pavement Markings Program as Submitted.

Motion Carried

Advertisement for Bid:

Engineers:

Airport Garage Tension Fabric Salt Building Project. Total engineers estimate of probable
construction cost for the project is \$166,000.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve to Advertise for Bid as submitted.

Motion Carried

Sheriff's State Criminal Alien Assistance Program Grant:

Sheriff:

Accept an Award Agreement through the US Department of Justice for the State Criminal Alien Assistance Program (SCAAP) Award 2012-AP-BX-0786 in the amount of \$4,055.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Sheriff's State Criminal Alien Assistance Program Grant as submitted.

Motion Carried

Marsha Cimadevilla:

Employee Disciplinary Action:

JFS:

Nannette Wagner-10 day suspension.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Employee Disciplinary Action as submitted.

Motion Carried

Commissioner Comments:

Brant Luther: Monday April 15TH Work Session-Executive Session to discuss labor negotiations.
Tim Warstler from EMA-Discuss Flood Insurance Premium Adjustments

Tuesday April 16TH Work Session-To Be Determined

Thursday April 18TH Special Work Session-Proposed Water Reclamation Facility

Amendment:

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn into Executive Session with legal counsel Ross Rhodes to discuss imminent or pending litigation at 2:08 PM

Roll Call: Creighton: Yes. Bernabei: Yes. Regula: Yes Motion Carried.

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn from Executive Session at 3:08 PM.

Motion Carried.

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn into Executive Session to discuss imminent or pending litigation with legal counsel Ross Rhodes and Michael Vaccaro of Jobs & Family Services at 3:08 PM

Roll Call: Creighton: Yes. Bernabei: Yes. Regula: Yes Motion Carried.

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn from Executive Session at 3:27 PM.

Motion Carried.

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn meeting at 3:28 PM
Motion Carried.

NOTICE: Minutes of meetings of the Board of Commissioners are filed as a permanent record in the official journal of the Board of Commissioners. The official record includes originals or copies of all resolutions that are adopted by the Board. This includes resolutions approving the signing of Contractual documents, financial transaction forms and other actions adopted by the Board. Contracts, agreements, leases, purchase orders, personnel actions and other such material referred to in the resolutions are filed by subject in the Administrative Offices and originated departments. The official journals that include, the minutes and related resolutions are available for public inspection in the Administrative Offices of the Commissioners.

Respectfully Submitted,
Sara Donald

Orig.: Jean Young
Cc: Commissioners